



PTO/SB/30 (01-03)

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Request For Continued Examination (RCE) Transmittal

Address to:
Commissioner for Patents
Box RCE
Washington, DC 20231

| | |
|------------------------|----------------------------|
| Application Number | 09/841,058 |
| Filing Date | April 23, 2001 |
| First Named Inventor | Michael H. Spritzer et al. |
| Art Unit | 1724 |
| Examiner Name | Peter A. Hruskoci |
| Attorney Docket Number | 11156.81.1 |

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TC 1700

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/ Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____

3. Fees

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 14-1519
- i. ☐ RCE fee required under 37 CFR 1.17(e)
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☒ Other Credit overpayments or charge additional fees
- b. ☒ Check in the amount of \$ 750.00 enclosed (No. 16136)
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

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WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|-------------------------|-----------------------------------|----------------|
| Name (Print/Type) | Niel K. Nydegger | Registration No. (Attorney/Agent) | 30,202 |
| Signature | <i>Niel K. Nydegger</i> | Date | April 10, 2003 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

| | | | |
|-------------------|-----------------------|------|----------------|
| Name (Print/Type) | Debra D. Burns | Date | April 10, 2003 |
| Signature | <i>Debra D. Burns</i> | | |

Page 1 of 2

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Box RCE, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Michael H. Spritzer, et al.)
Serial No: 09/841,058) Art Unit
Filed: April 23, 2001) 1724
For: PROCESS FOR HYDROTHERMAL)
TREATMENT OF MATERIALS)
Examiner: Peter A. Hruskoci)
Attorney Docket: 11156.81.1)

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SUBMISSION FOR REQUEST FOR CONTINUED EXAMINATION (RCE) RESPONSE TO FINAL OFFICE ACTION

Box RCE
Hon. Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Final Office Action dated January 24, 2003 having a shortened statutory period for response set to expire on April 24, 2003, please amend the above-captioned patent application as follows:

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Michael H. Spritzer, et al.)
Serial No: 09/841,058)
Filed: April 23, 2001) Art Unit
For: PROCESS FOR HYDROTHERMAL) 1724
TREATMENT OF MATERIALS)
Examiner: Peter A. Hruskoci)
Attorney Docket: 11156.81.1)

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CERTIFICATE OF MAILING UNDER 37 CFR § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Box Non-Fee Amendments (Pats), Hon. Commissioner for Patents, Washington, D.C. 20231, on this 10th day of April, 2003.

Debra D. Burns

DEBRA D. BURNS
Legal Documents Assistant

Transmitted: Submission for Request for Continued Examination (RCE) Response to the Final Office Action dated January 24, 2003.

oarespdtd1-24-03:ddb
Docket: 11156.81.1